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4 IN THE UNITED STATES DISTRICT COURT  
5 FOR THE NORTHERN DISTRICT OF CALIFORNIA  
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9 RONALD LEE CANADA,

No. C-13-3257 TEH (PR)

10 Plaintiff,

ORDER OF DISMISSAL

11 v.

12 GREGORY D. LEWIS, Warden and R.  
13 SHELLABARGER,

14 Defendants.  
\_\_\_\_\_ /

15  
16 Plaintiff Ronald Lee Canada, an inmate at Pelican Bay  
17 State Prison (PBSP), filed a pro se civil rights action under 42  
18 U.S.C. § 1983. On August 21, 2013, this Court preliminarily  
19 screened Plaintiff's complaint under 28 U.S.C. § 1915A(a) and  
20 dismissed the claims against Officer Shellabarger and Warden Lewis  
21 with leave to amend. Doc. # 10. The Court granted Plaintiff leave  
22 to file an amended complaint within twenty-eight days from the date  
23 of the Order. Id. In the Order, the Court notified Plaintiff that  
24 "failure to file an amended complaint within twenty-eight days and  
25 in accordance with this order will result in a finding that further  
26 leave to amend would be futile, and this action will be dismissed."  
27 Id.

28 More than twenty-eight days have passed and Plaintiff has

1 not filed an amended complaint. Therefore, this action is dismissed  
2 with prejudice.

3 The Clerk shall terminate all pending motions as moot and  
4 close the file.

5 IT IS SO ORDERED.

6  
7 DATED 10/23/2013



THELTON E. HENDERSON  
United States District Judge

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